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APPLN. SER. NO: 10/821,770
FILED: APRIL 9, 2004
FOR: POCKET FLASK APPARATUS
APPLICANT: PHILLIP WILLIS
ART UNIT: 3728
EXAMINER: JOHN G. PICKETT

Hon. Commissioner of Patents
Box 1450
Alexandria, VA 22313-1450

May 16, 2008

PETITION TO REVIVE

Sir:

In the matter of the above-identified patent application, Applicant respectfully requests that said application be revived and allowed to issue. An affidavit supporting said Petition is enclosed, together with a check in the amount of \$770 covering the fee for this Petition and a corrected drawing, as required by the Notice of Allowance.

Respectfully Submitted,

Robert M. Sperry, Esq.
Attorney For Applicant

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IN THE UNITED STATES PATENT OFFICE

Hon. Commissioner of Patents
Box 1450
Alexandria, VA 22313-1450

May 16, 2008

AFFIDAVIT

Sir:

ROBERT M. SPERRY, being duly sworn, deposes and says as follows:

- 1) I am the attorney of record in the above-identified patent application.
- 2) On August 3, 2007, a Notice of Allowance was issued relative to the above-identified patent application. However, the Notice of Allowance contained a requirement for a drawing amendment.
- 3) On or about September 25, 2007, the issue fee was paid and I believed that I had also sent the corrected drawing.
- 4) Thereafter, I was awaiting issuance of the patent.
- 5) However, since I had not, in fact, sent the corrected drawing, a Notice of Abandonment was issued on November 29, 2007.
- 6) When the Notice of Abandonment arrived, my secretary filed it in Applicant's file, but failed to notify me that we had received it. Consequently, I continued to await issuance of the patent.
- 7) Since then, I have changed my docketing procedures and have instituted monthly status checks of all cases on my docket to ensure that this can never happen again.
- 8) On May 2, 2008, the Applicant phoned me to ask when his patent would issue and, upon looking into the file, I discovered the Notice of Abandonment. Immediately notified the inventor and ordered a corrected drawing, which I received on May 16, 2008.
- 9) Up to the present time, the Applicant has never abandoned the invention and never intended to abandon the application.

- 10) Therefore, since the issue fee has been paid, it is requested that the above-identified patent application be revived and allowed to issue

Robert M. Sperry
ROBERT M. SPERRY

State of California :
County of Los Angeles :

Subscribed and sworn to before me the 16 day of May, 2008.

Denise Melcher
NOTARY PUBLIC

My commission expires JAN. 21, 2009

